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FILED

October 14, 2004

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

George Mirda, M.D.
License No.: MA045026

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

CONSENT ORDER

This matter was opened to the New Jersey State Board of Medical Examiners upon the filing of a Verified Complaint alleging that Respondent, George Mirda, M.D. was practicing medicine in violation of N.J.S.A. 45:9-6.1, N.J.S.A. 45:9-19.1, N.J.A.C. 13:35-6.18, and N.J.S.A. 45:1-21 (e) and (h); prescribing controlled dangerous substances in violation of N.J.S.A. 8:65-1.2, N.J.S.A. 24:21-10 and N.J.S.A. 45:1-21 (e) and (b); and refusing to answer questions posed to him by a Committee of the Board in violation of N.J.A.C. 13:45C-1.3 and N.J.S.A. 45:1-21 (e) and (h).

On January 21, 2004, a hearing was held on the application for the temporary suspension of Respondent's license, Pursuant to Board Order promulgated on January 21, 2004 and filed on January 23, 2004, Respondent's license to practice medicine was temporarily suspended effective immediately pending the completion of plenary proceedings in the administrative matter. Thereafter, the Attorney

CERTIFIED TRUE COPY

General **filed** a motion for **Partial** Summary Decision on Counts 1 through 4 **of** the Verified Complaint.

The **hearing** in **this** matter **was scheduled** for October **13,2004**.

The parties, having agreed to the resolution of this matter **without** further formal proceedings, and Respondent having **agreed** and **given** his voluntary consent **to** the within Order, and the Board finding the within **disposition** adequately protective of the public health, safety and welfare, **and** other good **cause having** been shown,

IT **IS**, therefore on this 13 day of October, 2004

ORDERED THAT

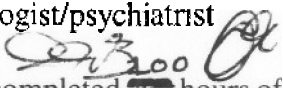
1. Respondent, George Mirda, M.D. be and hereby is reprimanded for practicing medicine in violation of N.J.S.A. 45:9-6.1, N.J.S.A. 45:9-19.1, N.J.A.C.13:35-6.18, and N.J.S.A.45:1-21 (e) and (h); prescribing controlled **dangerous** substances in violation of N.J.S.A.8:65-1.2, N.J.S.A.24:21-10 and N.J.S.A.45:1-21 (e) and (b); and refusing to answer questions **posed** to **him** by a Committee of the Board in violation of N.J.A.C.13:45C-1.3 and N.J.S.A.45:1-21 (e) and (h).

2. Dr. Mirda's license to practice medicine in the state of New Jersey **is** hereby **suspended** for a period **of** one **year**, retroactive to January 21, 2004.

3. Dr. Mirda shall immediately return his **original** New **Jersey** license and **current** biennial registration to the New Jersey State Board of Medical Examiners, **140** E. Front Street, P.O. **Box 183**, Trenton, New **Jersey** 08625-0183.

4. Dr. Mirda shall undergo, **at** his own expense, an evaluation by a Board **approved** **psychiatrist** to determine his fitness to practice medicine and shall follow **any** prescribed treatment. **A copy of** the **report** shall be **provided** to the Board of Medical Examiners. This evaluation shall be undertaken within 30 **days** following entry of this Order.

5. After January 21, 2005, Dr. Mirda **may apply for** reinstatement. Reinstatement of Dr. Mirda's license will be contingent upon his appearing before a Committee of the Board at which time he must:

- a. provide **proof** that **he** has submitted **all** required **paperwork and** payments **necessary** to be issued a **valid** New Jersey medical license.
- b. provide proof that he has an application pending and has submitted all required **paperwork** and payments, absent an actual medical license, necessary to obtain current medical malpractice insurance or letter of credit **as required by N.J.A.C. 13:35-6.18.**
- c. provide **proof** provide proof that he **has** an application pending and **has** submitted **all** required **papenvork and** payments, absent an actual medical license, necessary to obtain current DEA/CDS registration.
- d. provide proof of fitness to practice to be **supplied** in the **form** of a report from a board approved psychologist/psychiatrist
- e. provide proof that he has completed  hours of continuing medical education between January 2001 and January 2005 **as** well as any continuing medical education requirements that **may** accrue **pursuant** to **N.J.S.A. 45:9-7.1** between January 2005 and the date of his application for reinstatement.
- f. answer all questions posed to him by the Committee.
- g. provide proof that he has otherwise complied with this Order.

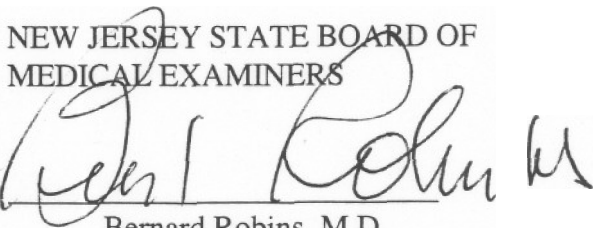
6. Dr. Mirda **shall pay** costs of investigation in the amount of \$5464.21 **and** a civil penalty in the amount of \$5000 for a total of \$10,464.21 which shall be **paid** at the Court Rule rate of 2 % annual interest in consecutive monthly installments of no less than \$500.00 per month, which **shall be due by** the 15th of each month, commencing no later than March 15, 2005. Payment of these monies **is** expressly not contingent upon reinstatement of licensure. The Board shall file a certificate of debt immediately. Payment shall be **made** by check or money order made **payable** to the New Jersey **Board** of Medical Examiners and mailed to the New Jersey State Board of Medical Examiners, **140** E. Front Street, P.O. **Box** 183, Trenton, New Jersey 08625-0183.

7. Should Dr. **Mirda** practice medicine **prior** to having his license **reinstated**, his license **will** be automatically revoked subject **only** to **a** subsequent proof **and** mitigation hearing.

8. Dr. **Mirda** shall **comply** with the "Directives **Applicable** to **any** Medical Board Licensee **who is** Suspended, **Revoked** or Whose Surrender of **Licensure** has been **Accepted**," attached hereto and **made a part** hereof.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By:




Bernard Robins, M.D.
Board President

I have **read** the within Order
and agree to its terms.



George Mirda, M.D.

I hereby consent to the form and
entry of the within Order.



James Breslin, Esq.